



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1652  
Examiner : R. Hutson  
Serial No. : 08/808,031  
Filed : March 3, 1997  
Inventor : Sumiko Inouye  
: Mei-Yin Hsu  
: Masayori Inouye  
: Susan Eagle  
: Bert C. Lampson  
: Jung Sun  
: Jorge Vallejo-Ramirez  
Title : PROKARYOTIC REVERSE  
: TRANSCRIPTASE



22469

PATENT TRADEMARK OFFICE

Docket: 1491-CIP10-00  
(Formerly 377.5888P)

Dated: April 17, 2002

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PETITION UNDER 37 C.F.R. § 1.47

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Commissioner for Patents  
Washington, DC 20231

Sir:

This Petition is being filed concurrently with a response to the Office Action mailed on November 16, 2001, including a Declaration under 37 C.F.R. §1.131. The Declaration under 37 C.F.R. §1.131 has been executed by all but one of the inventors. Inventor Jorge Vallejo-Ramirez, can not be reached for signature. Accordingly, Applicants are submitting this Petition under 37 C.F.R. §1.47 for acceptance of the 37 C.F.R. §1.131 Declaration without Mr. Vallejo-Ramirez's signature. After searching the existing files and alumni records of Rutgers University, the *alma mater* of Mr. Vallejo-Ramirez, we uncovered two addresses for Mr. Vallejo-Ramirez, we, however, are uncertain which is the more current. Accordingly, we have attempted to contact Mr. Vallejo-Ramirez at both of those addresses.

Enclosed herewith as part of this Petition, are copies of the returned express mail packages,  
05/01/2002 SZENDIE1 0000006 08800031

02 FC:122

130.00 OP

-1-

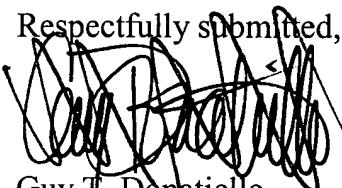
#42  
APR 17 2002  
RECEIVED  
MAY 03 2002  
TECH CENTER 1600/2900

indicating that Mr. Vallejo-Ramirez was not known at either of those addresses. Additionally, we include a copy of the U.S. Postal Service web pages indicating that delivery of the packages was in fact attempted, but the packages remained unclaimed and were returned to sender.

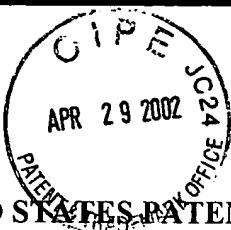
Also, included herewith is a check in the amount of \$130.00 pursuant to 37 C.F.R. § 1.17(h).

Applicants respectfully submit that they have complied with all requirements of 37 C.F.R. § 1.47 and respectfully request that the Declaration under 37 C.F.R. § 1.131 and any future Declarations or correspondence be accepted with less than all of the inventors signing.

Early, positive action on this Petition is respectfully requested.

Respectfully submitted,  
  
Guy T. Donatiello  
Reg. No. 33,167  
Attorney for Applicants

GTD/MAP:gj  
(215)563-1810



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 1652 Customer No. 022469  
Examiner : R. Hutson  
Serial No. : 08/808,031  
Filed : March 3, 1997  
Inventor : Sumiko Inouye Docket: 1491-CIP10-00  
: Mei-Yin Hsu (Formerly 377.5888P)  
: Masayori Inouye  
: Susan Eagle  
: Bert C. Lampson  
: Jung Sun  
: Jorge Vallejo-Ramirez  
Title : PROKARYOTIC REVERSE TRANSCRIPTASE

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**DECLARATION UNDER 35 U.S.C. § 1.131**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

We, Sumiko Inouye, Mei-Yin Hsu, Masayori Inouye, Susan Eagle, Bert C. Lampson, Jung Sun and Jorge Vallejo-Ramirez, hereby declare that we are co-inventors in the above-identified application which benefits from a filing date of June 30, 1994;

that this invention was conceived in this country long prior to July, 1993, the publication date of Rice et al., entitled "Diversity of Retron Elements in a Population of Rhizobia and Other Gram-Negative Bacteria" Journal of Bacteriology;

that Bert Lampson, a co-inventor of this application is a co-author of the Rice et al. publication;

that we had reduced the invention to practice at least by January 19, 1993;

that we have worked substantially continuously with our attorney from January, 1993 to the time of the filing of the instant application;

that we do not know and do not believe that this invention has been in public prior to this application; and

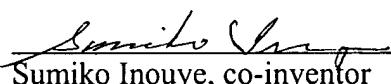
that we have never abandoned the invention.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Jan. 22 '02

Date

  
Sumiko Inouye, co-inventor

Date

Mei-Yin Hsu, co-inventor

Date

Masayori Inouye, co-inventor

Date

Susan Eagle, co-inventor

Date

Bert C. Lampson, co-inventor

Date

Jung Sun, co-inventor

Date

Jorge Vallejo-Ramirez, co-inventor

that we do not know and do not believe that this invention has been in public prior to this application; and

that we have never abandoned the invention.

We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

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Date

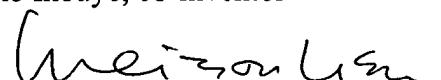
Jan 19. 2002

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Date

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Sumiko Inouye, co-inventor



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Mei-Yin Hsu, co-inventor

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Date

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Masayori Inouye, co-inventor

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Date

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Susan Eagle, co-inventor

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Date

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Bert C. Lampson, co-inventor

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Date

---

Jung Sun, co-inventor

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Date

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Jorge Vallejo-Ramirez, co-inventor

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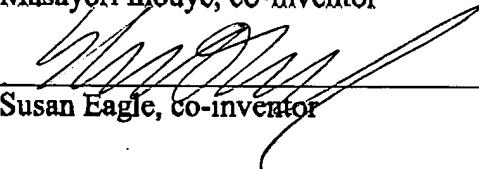
Date	Sumiko Inouye, co-inventor
Date	Mei-Yin Hsu, co-inventor
<u>1/25/02</u>	 Masayori Inouye, co-inventor
Date	Susan Eagle, co-inventor
Date	Bert C. Lampson, co-inventor
Date	Jung Sun, co-inventor
Date	Jorge Vallejo-Ramirez, co-inventor

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Respectfully submitted,

Date	Sumiko Inouye, co-inventor
Date	Mei-Yin Hsu, co-inventor
Date	Masayori Inouye, co-inventor
<u>Feb 8 2002</u>	 Susan Eagle, co-inventor
Date	Bert C. Lampson, co-inventor
Date	Jung Sun, co-inventor
Date	Jorge Vallejo-Ramirez, co-inventor

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Respectfully submitted,

Date	Sumiko Inouye, co-inventor
Date	Mei-Yin Hsu, co-inventor
Date	Masayori Inouye, co-inventor
Date	Susan Eagle, co-inventor
<u>2/1/02</u>	<u>Bert C. Lampson</u> Bert C. Lampson, co-inventor
Date	Jung Sun, co-inventor
Date	Jorge Vallejo-Ramirez, co-inventor

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Respectfully submitted,

Date	Sumiko Inouye, co-inventor
Date	Mei-Yin Hsu, co-inventor
Date	Masayori Inouye, co-inventor
Date	Susan Eagle, co-inventor
Date	Bert C. Lampson, co-inventor
Date	Jing Sun, co-inventor
Date	Jorge Vallejo-Ramirez, co-inventor